

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Attorney Docket No. 19229US01)

In the Application of:	Francis P. Barry, J.	For:	JOINT	REPAIR	USING
Mary Murphy, Robert Deans, David J. Fink,			MESENCHYMAL	STEM CELLS	
and Annemarie Moseley					
U.S. Serial No.:	09/841,413	Examiner:	Matthews, William H.		
Filed:	April 24, 2001	Group Art Unit:	3774		
Appeal No.:	2008-1317	Confirmation No.:	5476		
		Electronically Filed on	<u>June 3, 2008</u>		

REQUEST TO WITHDRAW APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby requests withdrawal of Appeal No. 2008-1317 as of the filing date accorded the continuation application, Serial No. 12/132,290.

The Commissioner is hereby authorized to charge any fee(s) or credit overpayment(s) to the deposit account of McAndrews, Held & Malloy, Account No. 13-0017.

Date: June 3, 2008

Respectfully submitted,

/Troy A. Groetken/

Troy A. Groetken

Reg. No. 46,442

Attorney for Applicants

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